

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

**CBS OUTDOOR INC.,** a Delaware  
corporation,

*Plaintiff,*

Case No. 2:08-CV-14750

-vs-

Hon. Patrick J. Duggan

**CITY OF EASTPOINTE,** a Michigan municipal  
corporation,

*Defendant.*

J. ADAM BEHRENDT (P 58607)  
Attorney for Plaintiff  
BODMAN, L.L.P.  
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(248) 743-6000

TIMOTHY S. FERRAND (P 39583)  
Attorney for Defendant  
CUMMINGS, McCLOREY, DAVIS & ACHO  
43409 Schoenherr  
Sterling Heights, Michigan 48313  
(586) 731-5000

**CONSENT JUDGMENT**

At a session of said Court, held in the City of  
Detroit, Wayne County, State of Michigan  
on June 18, 2009.

PRESENT: HON. PATRICK J. DUGGAN  
U.S. DISTRICT COURT JUDGE

The parties hereto by and through their respective counsel of record hereby  
consent to entry of judgment as follows:

1. On or before July 15, 2009, Plaintiff, CBS OUTDOOR INC. shall apply to  
the City of Eastpointe, Building Department for an "After-The-Fact Permit" authorizing  
CBS OUTDOOR INC. to replace "billboard surface panels" with a "tri-vision panel" and  
to construct concrete footings for the outdoor billboard located at 24939 Gratiot Ave.,

*CUMMINGS, McCLOREY, DAVIS & ACHO, P.L.C.*  
43409 Schoenherr, Sterling Heights, MI 48313  
Phone (586) 731-5000 • Fax (586) 803-1034

Eastpointe, Michigan (hereinafter "The Billboard").

2. On or before July 30, 2009 the City of Eastpointe Building Department will review the CBS OUTDOOR INC. permit identified in Paragraph 1 of this Consent Judgment and conduct an inspection of The Billboard. Should the City of Eastpointe Building Department determine that The Billboard contains any structural, integral, engineering, design, renovation, erection, or repair deficiency or defect then CBS OUTDOOR INC. shall have thirty (30) days to promptly correct and repair each deficiency or defect consistent with the directive of the City of Eastpointe Building Department.

3. On or before July 15, 2009, CBS OUTDOOR INC. will pay to the City of Eastpointe the sum of Five Thousand (\$5,000.00) Dollars to cover its costs associated with this litigation and pay all costs and fees associated with application for After-The-Fact Permit set forth in Paragraph 1 above.

4. Upon satisfaction of the conditions set forth in Paragraphs 1 through 3 of this Consent Judgment, the City of Eastpointe will issue a permit to CBS OUTDOOR INC. for replacement of surface panels and construction of the concrete footings for The Billboard. Once the permit issues, the City of Eastpointe will not pursue a criminal enforcement action against CBS OUTDOOR INC. for any violations of the Eastpointe sign ordinance which predate this Consent Judgment.

5. Upon the satisfaction of the conditions set forth in Paragraphs 1 through 3 of this Consent Judgment, an order shall enter dismissing this cause of action with

prejudice and without costs or attorney fees to either party.

S/Patrick J. Duggan  
Patrick J. Duggan  
United States District Judge

Dated: June 18, 2009

I hereby certify that a copy of the foregoing document was served upon counsel of record on June 18, 2009, by electronic and/or ordinary mail.

S/Marilyn Orem  
Case Manager

Approved as to content and form:

BODMAN, L.L.P.

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